

### **REMARKS**

This responds to the Final Office Action dated August 4, 2010.

Claim 41, 50, 51 and 52 are canceled without prejudice. As a result, claims 2, 4, 8, 9, 28, 29, 30, 43-48 and 49 are now pending in this application.

Claims 2 and 43 are amended to recite a method of stimulating “a CD8<sup>+</sup> cytotoxic T cell” immune response in line 1. Support for this subject matter can be found throughout the specification as filed, for example, at page 9, lines 15-29; at page 16, lines 24-26 and in Example 2. Claims 2 and 43 also state that the antigen presenting cell is selected from a macrophage and a dendritic cell. Support for this subject matter can be found throughout the specification as filed, for example, in original claim 6 and at page 9, lines 21-25.

Applicants submit that no new matter has been added to the application.

#### ***§ 112, First Paragraph, Rejection of the Claims***

Claims 2, 4, 8, 9, 28-30, 41-51, and 52 have been rejected under 35 U.S.C. §112, first paragraph, as allegedly lacking enablement. The Examiner states that amendment of the claims to recite stimulation of a CD8<sup>+</sup> cytotoxic T cell response by employing macrophage and dendritic antigen presenting cells in the method would overcome this rejection.

While Applicants submit that the application fully enables stimulation of an immune response in many cell types by contacting many types of cells with a peptide, solely to expedite allowance of this application the claims now recite stimulation of a CD8<sup>+</sup> cytotoxic T cell response resulting from presentation of the antigenic peptide or part thereof on macrophage or dendritic antigen presenting cells.

Applicants respectfully request withdrawal of this rejection under 35 U.S.C. § 112, first paragraph.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone the undersigned at (516) 795-6820 to facilitate prosecution of this application.

If necessary, please charge any additional fees or deficiencies, or credit any overpayments to Deposit Account No. 19-0743.

Respectfully submitted,

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By /



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